IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.510 OF 2004
IN
SUMMARY SUIT NO. 514 OF 2004

Rukminiben K.Ameta and Anr. ..Plaintiffs

Vs.

Shahikant S.Gandhi and Anr. ..Defendants

Mr.Sachin Sangare i/b Rajeev Matkar for the plaintiffs

Mr.P.B.Baria for the defendants

CORAM : S.U.KAMDAR, J
DATED : 27TH SEPTEMBER, 2005

P.C.:

1. The present suit is filed on dishonoured cheque dt.7.10.00. The only contention raised by the plaintiffs is that the cheque number mentioned in the receipt at Ex.A and the averments made in the plaint does not tally and therefore unconditional leave be granted.

2. I am of the opinion that even after ignoring the receipt, the fact remains that the defendants have issued cheque for Rs.3 lacs and it has been dishonoured. There is no defence at all

in the present suit. In that view of the matter, Summons for Judgment is made absolute. Suit is decreed. Suit as well as summons for judgment are disposed of accordingly. Refund of Court Fee as per rules.